

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the City of Merrill Building Inspector/Zoning Administrator's Office, Merrill City Hall, 1004 East First Street, Merrill, Wisconsin.

Send comments to The Honorable Patricia Woller, Mayor of the City of Merrill, 1004 East First Street, Merrill, Wisconsin 54452.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")

Dated: March 19, 1998.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

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BILLING CODE 6718-04-P

## DEPARTMENT OF DEFENSE

### 48 CFR Parts 228 and 252

[DFARS Case 98-D002]

#### Defense Federal Acquisition Regulation Supplement; Compliance with Spanish Laws and Insurance

**AGENCY:** Department of Defense (DoD).

**ACTION:** Proposed rule with request for comments.

**SUMMARY:** The Director of Defense Procurement is proposing to amend the Defense Federal Acquisition Regulation Supplement (DFARS) to clarify requirements for use of a clause pertaining to compliance with Spanish laws and insurance under contracts for services or construction to be performed in Spain.

**DATES:** Comments on the proposed rule should be submitted in writing to the address shown below on or before May 26, 1998, to be considered in the formulation of the final rule.

**ADDRESSES:** Interested parties should submit written comments to: Defense Acquisition Regulations Council, Attn: Ms. Amy Williams, PDUSD (A&T) DP (DAR), IMB 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350.

E-mail comments submitted over the Internet should be addressed to: dfars@acq.osd.mil

Please cite DFARS Case 98-D002 in all correspondence related to this issue. E-mail comments should cite DFARS Case 98-D002 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Ms. Amy Williams, (703) 602-0131.

#### SUPPLEMENTARY INFORMATION:

##### A. Background

This proposed rule amends DFARS 228.370(f) to clarify the prescription for

use of the clause at 252.228-7006, Compliance with Spanish Laws and Insurance. The rule also amends the clause at 552.228-7006 to clarify that the requirements of the clause apply only if the contractor is not a Spanish concern; and that the requirements of the clause apply to subcontracts with non-Spanish concerns that will perform work in Spain under the contract.

#### B. Regulatory Flexibility Act

The proposed rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the rule is a clarification of existing requirements and applies only to contracts for services or construction to be performed in Spain. An Initial Regulatory Flexibility Analysis has therefore not been performed. Comments are invited from small businesses and other interested parties. Comments from small entities concerning the affected DFARS subparts also will be considered in accordance with 5 U.S.C. 610. Such comments should be submitted separately and should cite DFARS Case 98-D002 in correspondence.

#### C. Paperwork Reduction Act

The existing paperwork burden requirements of the clause at DFARS 252.228-7006 have been approved by the Office of Management and Budget under Clearance Number 0704-0229, which expires on September 30, 1998. This rule is not expected to result in a change in the estimated burden hours.

#### List of Subjects in 48 CFR Parts 228 and 252

Government procurement.

**Michele P. Peterson,**

*Executive Editor, Defense Acquisition Regulations Council.*

Therefore, 48 CFR Parts 228 and 252 are proposed to be amended as follows:

1. The authority citation for 48 CFR Parts 228 and 252 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

## PART 228—BONDS AND INSURANCE

2. Section 228.370 is amended by revising paragraph (f) to read as follows:

#### 228.370 Additional clauses.

\* \* \* \* \*

(f) Use the clause at 252.228-7006, Compliance with Spanish Laws and Insurance, in solicitations and contracts for services or construction to be performed in Spain, unless the contractor is a Spanish concern.

## PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

3. Section 252.228-7006 is amended by revising the clause date; and redesignating paragraphs (a) through (e) as paragraphs (b) through (f), respectively; adding a new paragraph (a); and revising newly designated paragraph (e) to read as follows:

#### 252.228-7006 Compliance with Spanish laws and insurance.

\* \* \* \* \*

#### COMPLIANCE WITH SPANISH LAWS AND INSURANCE (XXX 19XX)

(a) The requirements of this clause apply only if the Contractor is not a Spanish concern.

\* \* \* \* \*

(e) The Contractor shall provide the Contracting Officer with a similar representation for all subcontracts with non-Spanish concerns that will perform work in Spain under this contract.

\* \* \* \* \*

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

#### RIN 1018-AE86

#### Endangered and Threatened Wildlife and Plants; Proposed Rule To List the Devils River Minnow (*Dionda diabolus*) as Endangered

**AGENCY:** Fish and Wildlife Service, Interior.